

U.S. REDUCTION CO.

9200  
CALUMET AVENUE

MUNSTER, INDIANA  
46321

(219) 836-0555  
TELEX: 210237

ALUMINUM ALLOY  
FOR EVERY PURPOSE

September 12, 1986

Mr. Francisco Barba, Compliance Officer  
CERCLA Remedial Enforcement Section (3HW12)  
U.S. EPA, Region III  
841 Chestnut Building  
Philadelphia, PA 19017

Dear Mr. Barba:

This letter is written in response to your September 9, 1986 letter requesting that each question in your August 22 letter be responded to. My initial letter, dated August 28, 1986, responded in paragraph form stating that since we have not transported to, stored, or disposed of any type of substance or materials at the Eastern Diversified Metals Site, the Questions 1 through 9 would not be applicable to us.

However, the following is submitted as individual responses to Questions 1 through 9:

1. No substances were sent to the Eastern Diversified Metals Site from U. S. Reduction Co.
2. U. S. Reduction Co. did not send substances to the Eastern Diversified Metals Site; therefore, no dates can be responded.
3. U. S. Reduction Co. did not send substances to the Eastern Diversified Metals Site; therefore, the state of substances or manner in which substances were treated, stored or disposed cannot be responded.
4. There has been no correspondence between U. S. Reduction and any regulatory agencies regarding such substances at the Eastern Diversified Metals Site with exception to this letter and my letter of August 28, 1986.
5. There has been no correspondence between U. S. Reduction Co. and any third party regarding substances sent to Eastern Diversified Metals Site.
6. U. S. Reduction Co. has no identity of and documents relating to any other person or company which generated, stored, treated, transported, disposed or anyone who arranged for the storage, treatment, disposal, or transportation of such substances to the Eastern Diversified Metals Site.

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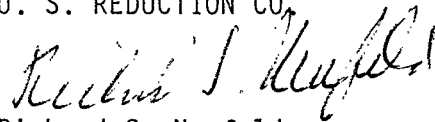
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7. U. S. Reduction Co. does not have any deeds, right-of-way, leases, or other real estate or property interests in the Eastern Diversified Metals Site.
8. U. S. Reduction Co. has had no dealing with Theodore Sall, Inc. nor a description or copy of any documents relating to them.
9. U. S. Reduction Co. has had no dealings with Eastern Diversified Metals Corp. and/or Diversified Industries, Inc., related to such dealings at Eastern Diversified Metals Site nor any other dealings related to the matter in your letter. Therefore, there are no descriptions to respond.

Sincerely,

U. S. REDUCTION CO.



Richard S. Neufeld  
President

RSN/gg  
By Certified Mail

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U.S. REDUCTION CO.

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FOR EVERY PURPOSE

March 24, 1987

Mr. Francisco Barba, Compliance Officer  
CERCLA Remedial Enforcement Section (3HW12)  
U. S. EPA Region III  
841 Chestnut Building  
Philadelphia, PA 19107

Re: Eastern Diversified Metals Site;  
U.S. Aluminum Corporation

Dear Mr. Barba:

This will acknowledge receipt of your letter from Mr. Wassersug dated March 5, 1987, addressed to U. S. Aluminum Corporation. U. S. Aluminum Corporation of Pennsylvania is a division of U. S. Reduction Co., but is not the same U. S. Aluminum Corporation of Pennsylvania which is referred to in your letter by reason of changes in ownership and name which have taken place since 1975. Because we cannot identify any specific transactions between Eastern Diversified Metals and the former U. S. Aluminum Corporation of Pennsylvania, it is not possible at the present time for us to determine whether U. S. Reduction Co. would retain any responsibility for the matters referred to in your letter.

Your letter asserts that U. S. Aluminum Corporation may have been a generator of hazardous substances that were disposed of at the Eastern Diversified Metals Site. Your letter, however, fails to identify the basis for your assertion. As you should be aware, U. S. Reduction received a request for information regarding the Eastern Diversified Metals Site pursuant to EPA's authority under Section 104(e) of CERCLA. In responses of August 28 and September 12, 1986, U. S. Reduction stated it had not transported, stored or disposed of any type of materials at the Eastern Diversified Metals site and had no dealings with Eastern Diversified Metals Corp., Diversified Industries, Inc., or with Theodore Sall (in either an individual or corporate capacity). U. S. Reduction's conclusion was based upon a search of the records of U. S. Reduction and U. S. Aluminum and further based upon interviews of personnel employed by U. S. Aluminum. Accordingly, we are unaware of your basis for asserting that U. S. Aluminum is a responsible party for this site.

Please forward to us immediately a narrative description of your basis for identifying U. S. Aluminum as a potentially responsible party. **APR 23 1987**

Mr. Francisco Barba  
U. S. EPA Region III

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March 24, 1987 (red)

party for the Eastern Diversified Metals site. Your narrative should identify (1) those documents in your possession which indicate that U. S. Aluminum is a potentially responsible party, (2) any individuals upon whom you have relied in reaching the conclusion that U. S. Aluminum is a potentially responsible party, and (3) a specific enumeration of those hazardous substances which you assert U. S. Aluminum sent to the Eastern Diversified Metals site. In addition, your narrative should identify your basis for identifying the Eastern Diversified Metals site as one which warrants the expenditure of Fund monies pursuant to CERCLA. Finally, please forward to us all documents in your possession upon which you rely in concluding that U. S. Aluminum is a potentially responsible party and upon which you rely in concluding that the Eastern Diversified Metals site is one which warrants a CERCLA response.

Because U. S. Reduction Co. is deemed by the Agency to be a potentially responsible party for the Eastern Diversified Metals site, we would be interested in participating in good faith negotiations with the Agency and other potentially responsible parties with respect to undertaking remedial actions at the site. Reference is made in your letter to a potentially responsible party committee for this site and, if such a committee exists, we would also be interested in discussing with the committee the possibility of U. S. Reduction's participation in the committee's deliberations.

In the event there should ever appear substantial evidence to establish U. S. Reduction Co. as a responsible party, the Company should then qualify under Section 122(g) of CERCLA (as amended by SARA), 42 U.S.C. §9622, for a de minimis settlement. Your information indicates that U. S. Aluminum generated approximately .0033161% of the material sent to the site. Furthermore, you indicate that the small amount of material consisted of insulated aluminum. In light of the small volume of innocuous non-toxic material which U. S. Aluminum is alleged to have sent to the site, we believe that this situation would be appropriate for a de minimis settlement if U. S. Reduction Co. should be found to have any responsibility whatsoever.

U. S. Reduction Co. intends to cooperate with the U.S. EPA regarding this site. Nevertheless, because of our present lack of information regarding U. S. Reduction's status as a responsible party for the Eastern Diversified Metals site, it is impossible for us immediately to respond to your offer to allow U. S. Aluminum to conduct the RI/FS as described in your March 5, 1987 letter. Due to the short time deadlines established in your March 5 letter, we would appreciate it if you would expedite your processing of

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Mr. Francisco Barba  
Compliance Officer

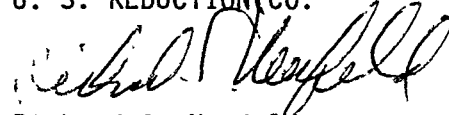
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(red)  
March 24, 1987

our request for information as outlined above. In the interim, should you have any questions regarding U. S. Reduction's position in this matter please call Thomas R. Hendon, our Director, Environmental Engineering Services, at (219) 836-0555, Ext. 225.

Sincerely,

U. S. REDUCTION, CO.



Richard S. Neufeld  
President

RSN/gj  
By Certified Mail

cc: R. Baker, Esq.  
I. Bell, Esq.  
T. Hendon

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